

AF/1761



BOX AF
RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1761

PATENT
0649-0774P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Toshiaki FURUHASHI et al. Conf.: 5716
Appl. No.: 09/762,586 Group: 1761
Filed: February 9, 2001 Examiner: LIEN
For: FROZEN PIE DOUGH SHOWING GOOD PUFFINESS

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

RECEIVED
DEC 16 2002
TC 1700 MAIL ROOM

Assistant Commissioner for Patents
Washington, DC 20231

December 12, 2002

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated June 18, 2002, of the Primary Examiner finally rejecting claims 1-17.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

An extension of two (2) month(s) for responding to the Final Rejection was previously requested and paid for on November 14, 2002. Thus a fee of \$520.00 is required to obtain an additional one (1) month(s) for filing the Notice of Appeal.

12/13/2002 CNGUYEN 00000018 09762586

01 FC:1401
02 FC:1253

320.00 OP
520.00 OP

Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

Large entity - \$320.00

Small Entity - \$160.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$840.00.

Payment of the above TOTAL FEE is being made in the following manner:

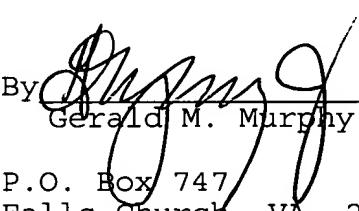
Checks in the amount of \$520.00 for the extension of time and \$320.00 for the Notice of Appeal are enclosed.

Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
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(Rev. 02/20/02)